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Patent, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 18th day of August, 2004

By

(Signature of person mailing)
Stuart P. Suskind

(Typed or printed name of person)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Stephane Caron, :
Enrique Vasquez

APPLICATION SERIAL NO.: 10/065,725 : Examiner: Chang, Celia C.

FILING DATE: November 13, 2002 : Group Art Unit: 1625

TITLE: PROCESS FOR THE PREPARATION OF :
PIPERIDINYLAMINOMETHYL TRIFLUOROMETHYL
CYCLIC ETHER COMPOUNDS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action issued on February 18, 2004 applicant timely files this response six months from the issuance of the Office Action. This application is divisional of SN 09/690,346. Claims 1-45 are in the case. A restriction was made in the parent application and hereby listed as following.

- I. Claims 1, 7, 8, drawn to process of preparing formula Ia;
- II. Claims 2 and 3, drawn to process of preparing formula Via;
- III. Claims 4-6, drawn to mixture of formula Ia and Ib;
- IV. Claims 9-10, drawn to compounds of formula Ia and Ib;
- V. Claims 11-12 drawn to compounds of formula Va and Vb;
- VI. Claims 13-15 drawn process of preparing formula III;
- VII. Claims 16-27 drawn to process of preparing formula X;
- VIII. Claims 28-41 drawn to process of preparing formula XV;
- IX. Claims 41-44 drawn to process of preparing formula XVII;
- X. Claims 45-50 drawn to multiple compounds in different classes.

Group I invention was issued. The same restriction was also applicable in the instant case.

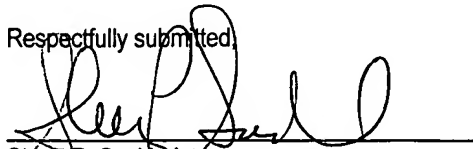
Applicant hereby affirms election of group III made during a telephone conversation on January 21, 2004 with Examiner.

In light of the rejection of claims 4-6 in the February 18, 2004 Office Action, applicant hereby cancels claims 4-6 and elects without traverse the invention of group II, claims 2 and 3 for prosecution.

Date:

August 15, 2004

Respectfully submitted,



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